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U.S. MAGISTRATE JUDGE
BY________________

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA
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UNITED STATES OF AMERICA, Plaintiff, vs. GINO MILLER, Defendant.	**Magistrate No.** 2:17-mj-0279-PAL **CRIMINAL COMPLAINT** VIOLATIONS: Title 18, United States Code, Section 1591(a) – Sex trafficking of children Title 18, United States Code, Section 2422(b) – Coercion and enticement

BEFORE the United States Magistrate Judge, Las Vegas, Nevada, the undersigned complainant, being duly sworn, deposes and states:

COUNT ONE
(Sex trafficking of children)

On or about February 23, 2017, through on or about March 3, 2017, in the State and Federal Judicial District of Nevada,

GINO MILLER,

defendant herein knowingly, in and affecting interstate and foreign commerce, and intentionally recruited, enticed, harbored, transported, provided, obtained, and manitaned by any means a person, H.J., knowing that means of force, fraud, and coercion would be used to cause H.J. to engage in a commercial sex act and that, during the alleged time period, H.J. had not attained the age of 18 years and would be caused to engage in a commercial sex act, in violaton of Title 18, United States Code, Section 1591(a).

COUNT TWO
(Coercion and enticement)

On or about February 23, 2017, through on or about March 3, 2017, in the State and Federal Judicial District of Nevada,

GINO MILLER,

defendant herein, used any facility of interstate and foreign commerce, to knowingly persuade, induce, entice, and coerce H.J. who had not attained the age of 18 years to engage in sexual activity for which any person could be charged with an offense, in violation of Title 18, United States Code, Section 2422(b).

Complainant, James J. Mollica, Jr., as a Special Agent with the Federal Bureau of Investigation (FBI), states the following as and for probable cause:

1. Your Complainant is a Special Agent with the Federal Bureau of Investigation (FBI), and has been so employed for over thirteen (13) years. Currently, I am assigned to the Las Vegas Field Office and responsible for investigating violent crimes, to include, but not limited to criminal violations relating to crimes against children under Title 18, United States Code, Section 1591(a) – Sex trafficking of children, and Title 18, United States Code, Section 2422 (b) – Coercion and enticement.

2. The information used to support this Complaint was derived from reports of information obtained from eye witnesses to the offenses described herein as well as investigations conducted by law enforcement related to the incident. This Complaint contains information necessary to support probable cause to believe that the criminal offenses described herein were committed by the defendant, GINO MILLER, and is not intended to include each and every fact and matter observed by me or known to the Government. Moreover, to the extent that this Complaint contains statements by witnesses, those statements are set forth only in part and in substance and are intended to accurately convey the information, but not to be verbatim recitations.

3 Title 18, United States Codes, Section 1591 - Sex trafficking of children transportation of minors, applies to "(a) whoever knowingly – (1) in or affecting interstate or foreign commerce, or within the special maritime and territorial jurisdiction of the United States, recruits, entices, harbors, transports, provides, obtains, or maintains by any means a person; or (2) benefits, financially or by receiving anything of value, from participation in a venture which has engaged in an act described in violation of paragraph (1),..."

4. Title 18, United States Code, Section 2422 - Coercion and enticement, applies to "(b) Whoever, using the mail or any facility or means of interstate or foreign commerce, or within the special maritime and territorial jurisdiction of the United States knowingly persuades, induces, entices, or coerces any individual who has not attained the age of 18 years, to engage in prostitution or any sexual activity for which any person can be charged with a criminal offense, or attempts to do so, shall be fined under this title or imprisoned not less than 10 years or for life."

FACTS ESTABLISHING PROBABLE CAUSE

5. During early March of 2017, information was received from Louis Schneider, Esq., (hereinafter Schneider), that his juvenile client, H.J., was being prostituted by a pimp by the name of GINO MILLER (hereinafter MILLER). Schneider provided the Federal Bureau of Investigation the cellular telephone, an iPhone SE, used by his juvenile client while she was being trafficked, the unlocking code, and consent to search the device.

6. On March 15, 2017, pursuant to the consent to search, the iPhone SE was reviewed. The iPhone SE was active and utilizing number (323) 994-1635 (victim phone). The associated Apple ID was listed as millergino00@gmail.com. The number (732) 570-0086 (pimp phone) is stored in the phone iPhone SE as "DADDY". Based on my training and experience, I know that cellular phones possessed by the prostitution victims commonly display the contact phone number for the pimp/human trafficker as "daddy" (i.e., "pimp daddy"). Other notes and text messages found on the iPhone SE were indicative of prostitution related actives.

7. In the notes section of iPhone SE, the following text was located: "Unlv Majoring in Health science Medical field Text: Hey baby, how are you? How long did you need? My donations are 200 for half an hour and 300 for an hour How much were you looking to spend? I'm located on Durango by IKEA Incalls and outcalls Incalls only: 6355 S Durango Dr Las Vegas, NV 89113 United States gate code #2255 Go right Then go left all the way down and park It's apartment 1139 building on the right." In the pimp/prostitute subculture, the term "donation" is used to describe a prostitute's fee for

sexual services provided. It should be noted that 6355 S. Durango Drive, Apartment 1139, Las Vegas, NV, is a known address for GINO MILLER.

8. Various text messages recovered from the iPhone SE were indicative of prostitution related activities. One example of a prostitution related activity was the following recovered deleted text messages, to and from, an unknown prostitution client utilizing (702) 443-7658 (client telephone). On February 28, 2017, at approximately 11:09 p.m., a text was received from (702) 443-7658 (client telephone) that read: "Hey Grace, are you doing outcall to Summerlin?" In the pimp/prostitute subculture, the term "outcall" refers to a prostitute that will travel to a customer (client), also known as a "John", "Trick" or "Date". Three minutes later, at approximately 11:12 p.m., a text was received from (702) 443-7658 (client telephone) that read: "Very good, how are you? Cool, what is your ½ hour rate?" One minute later, at approximately 11:13 p.m., a reply was sent to (702) 443-7658 (client telephone) that read: "200hh and 300h". Nine minutes later, at approximately 11:22 p.m., a text was received from (702) 443-7658 (client telephone) that read: "Great, would you ship me a pic of you making the peace sign then? Are you ok visiting me at my fire station? I have my own room, we will be totally alone." Five minutes later, at approximately 11:27 p.m., a text was received from (702) 443-7658 (client telephone) that read: "Wow, beautiful. Are you good coming to see me at my station?" Thirty-four minutes later, at approximately 12:01 a.m. on March 1, 2017, a reply was sent to (702) 443-7658 (client telephone) that read: "Hey I'm getting in the shower I'll brb baby". At approximately 4:01 a.m., a text message was sent to (702) 443-7658 (client telephone) that read: "About 20". Twenty minutes later, at approximately 4:30 a.m., a text message was sent to (702) 443-7658

(client telephone), that read: "Yes I'll be there in a bit". Immediately, at approximately 4:30 a.m., a text was received from (702) 443-7658 (client telephone) that read: "Ok".

9. It should be noted that during the review of the iPhone SE, no prostitution advertisements were located and it did not indicate that any websites such as Backpage, Craigslist, or any other websites known to investigators to host prostitution related advertisements were accessed. It is therefore reasonable to believe that the ads were placed from a different cell phone or computer.

10. On March 16, 2017, a subpoena was sent to Backpage.com requesting information associated with telephone number (323) 994-1635 (victim phone) and/or Post ID#: 24810424. Pursuant to a response from Backpage.com, the following ad was located:

TITLE: "!! !! Beautiful White Snow Bunny Looking For Fun – 22"

POSTED: Wednesday, March 1, 2017 12:40 PM

AD: "Hello Gentlemen My Name is Grace I'm Currently From Los Angeles Just Looking For Some Fun With A Gentlemen That Knows How to Treat A Lady; Serious Inquiries Only Please; 100 Percent Real Pictures Only Guaranteed; Call or Text 323-994-1635 Now !! !! !! I'm Waiting; Poster's age: 22; Location: Henderson, Las Vegas, Northwest, Southwest".

11. Administrative data associated with Backpage Post ID#: 24810424 (ad above) indicated it was created on January 13, 2017, and has been reposted approximately 28 times. More specifically, the ad was posted approximately six (6) times from February 24, 2017 to March 1, 2017. This is during the time the juvenile victim was being prostituted by MILLER. The ad was posted approximately twenty-

two times before the juvenile victim met MILLER. It is therefore reasonable to believe that MILLER was prostituting an additional unknown victim(s) utilizing the same Post ID#. Additional open internet searches conducted by investigators revealed the same ad under the same Post ID#, with the telephone number: (732) 570-0086 (pimp phone), and utilizing the name "Alexa" from February 24-26, 2017.

12. On March 22, 2017, H.J. was interviewed in the presence of her attorney, Louis Schneider. H.J. stated, on or about February 23, 2017, while walking her dog near her residence, H.J. met an individual named GINO MILLER (hereinafter "MILLER"). MILLER stopped and had a conversation with her. H.J. told MILLER that she was 15 years old and MILLER stated that he was 23 years old. MILLER suggested that H.J. come to his residence to hang out. Later the same day, H.J. visited MILLER's residence. MILLER eventually had sexual intercourse with H.J. and told her he was a pimp, he owned her, and that she was going to work for him as a prostitute. MILLER stated that he would take her to California and New York to work as a prostitute. MILLER told H.J. that she would be okay as long she did what he told her to. MILLER made threatening statements to H.J. by telling her that a girl had made a hole in his TV before, and when he noticed it, he dragged her out of the bed and physically attacked her. MILLER stated that if the cops were ever involved, he knew where H.J. lived. MILLER then told H.J. that she needed to go pack her belongings and come back to his house. Based on my training and experience, I am aware that pimps/human traffickers use a variety of techniques to control victims, which commonly include love, drugs, gorilla (fear/intimidation), and/or a position of authority and commonly recruit potential prostitutes via fraudulent romantic encounters,

promises of wealth, travel, and adventure. H.J. stated during the duration of time she was with MILLER, he continued to have sexual intercourse with her every night.

13. H.J. stated she had never been in a situation like this and feared that MILLER would harm her, so she did what she was told. MILLER provided H.J. a cell phone (the iPhone SE) to communicate with him and prostitution clients. MILLER provided H.J. with the following rules and instructions:

a) MILLER provided H.J. a script of what to say during communications with potential prostitution clients. H.J. stated she saved the script in the notes sections of the cell phone (the iPhone SE).

b) Charge $200 for a half hour, $300 for an hour.

c) Beware of clients who, upon arrival, ask again out loud on what the charge is because they are likely to be cops. A regular client would hand over the money upon arrival and not discuss it.

d) If anyone knocked on his door, H.J. was to immediately go to his bedroom and hide. MILLER did not want anyone knowing that she was there.

e) Delete text messages with clients and MILLER for their safety.

14. The next day, on or about February 24, 2017, MILLER had a client already arranged for H.J. At approximately 9 a.m., the client arrived at MILLER's residence and H.J. had sexual intercourse with him. MILLER remained in the bedroom during the date. After the client left, the $200 made from the date was provided to MILLER.

15. H.J. stated that during her time with MILLER, she met numerous clients for the purposes of prostitution and provided MILLER over $2,000 from those dates.

MILLER obtained these prostitution clients by posting advertisements on Backpage.com. H.J. stated the names in the Backpage ads for her were "Alexa" and "Grace". Sometimes the clients would contact MILLER and sometimes they would contact H.J. on the cell phone provided by MILLER. Based on my training and experience, I know Backpage.com is a website utilized by pimps and prostitutes to solicit prostitution clients and facilitate their prostitution activities. H.J. stated further that the photo in the ad is not of her, but was sent to her by MILLER.

16. On or about February 25, 2017, H.J. stated MILLER transported her to California in his vehicle, a white Mustang, and returned to Las Vegas the same day. H.J. estimated that they only stopped in California for an hour. MILLER had told H.J. that he sold drugs in their conversations and H.J. speculated the trip was to pick up drugs or money.

17. On or about February 26, 2017, H.J. stated she was at MILLER's residence when he stated she had a date and needed to get ready. MILLER then transported H.J. to Aria Hotel & Casino and dropped her off at the valet parking section of the hotel. With the hotel room information provided to H.J. by MILLER, she met the client in his room. H.J. had sexual intercourse with the client who said he was from New York. After the date, H.J. contacted MILLER on his cell phone for him to come pick her up. H.J. met MILLER at the valet parking area and provided MILLER with the $300 from the date upon getting into his vehicle.

18. H.J. stated later she conducted a date with another client at a Fire Station in Las Vegas. The client was responding to an ad and communicated with H.J. through text message and Snapchat. MILLER drove H.J. to the Fire Station and they

checked it out to make sure there were no cops hanging around. It looked clear so H.J. had the client meet her outside. The client then brought H.J. to his room where she performed oral sex and vaginal intercourse for $300. H.J. provided the $300 earned from the date to MILLER when she returned to his vehicle.

19. On or about March 3, 2017, H.J. stated her 17 year old friend visited MILLER'S apartment. MILLER tried to recruit the friend into working for him. The friend went along with it, but was able to notify H.J.'s sister, L.H., that she had found H.J., and provided their location. Someone called the police who responded to MILLER'S apartment. H.J. and her friend hid in the bedroom. MILLER did not open the door because he knew the police needed a warrant to come in. After the police left, MILLER became mad and asked H.J. if the police were there because of her. MILLER then struck H.J. in the area of her right ear and caused bruising. MILLER then called a cab which transported H.J. and her friend, to the friend's residence. L.H. later recovered H.J. at the friend's residence.

20. On March 22, 2017, a "six-pack" photo line-up was conducted with H.J. The photograph line-up consisted of six (6) similar looking people, and the suspect MILLER was placed in the number four (4) position. After stating that she understood the photo line-up instructions, H.J. was provided the "six-pack". H.J. immediately recognized MILLER in the number four (4) position and stated she was "99.9%" sure it was GINO MILLER.

POLICE REPORTS

21. On March 4, 2017, L.H. called LVMPD and advised that her missing sister, H.J., was located at 6355 S. Durango Drive, Apartment 1139, Las Vegas, Nevada. At

2:01 a.m., a uniformed LVMPD Officer attempted to make contact with the resident(s) of Apartment 1139. There was no answer at the door.

22. On March 4, 2017, at approximately 7:00 a.m., a LVMPD Vice Detective made telephone contact with L.H. After speaking with L.H., the Vice Detective and uniformed LVMPD Officers made contact with MILLER at 6355 S. Durango Drive, Apartment 1139, Las Vegas, Nevada. MILLER provided Officers with consent to search the apartment. MILLER stated he had been living there alone for approximately one month and did not know H.J. or her friend.

23. On March 5, 2017, at approximately 1:08 p.m., MILLER called 911 from telephone: (732) 570-0086 (pimp phone), requesting assistance for an Assault/Battery at his residence, 6355 S. Durango Drive, Apartment 1139, Las Vegas, Nevada. The police report also listed MILLER'S vehicle, a white two door 2001 Ford Mustang bearing California license plate 7URJ176, which was damaged in a hit and run.

SUMMARY

24. In summary, the juvenile victim advised GINO MILLER she was 15 years old during their first meeting. MILLER then used implied threats of violence to coerce the juvenile into prostituting for him. MILLER provided the juvenile with a cell phone to communicate with himself/dates, his residence to conduct dates, and transported the juvenile in his vehicle to "outcall" dates. The juvenile victim also stated that MILLER would hide in the apartment while she conducted dates. A review of the iPhone SE provided by the juvenile victim's attorney revealed various prostitution related activities and the Apple ID of millergino00@gmail.com. However, during the review of the iPhone SE, no prostitution advertisements were located. A subpoena to

Backpage.com requesting information associated with telephone number (323) 994-1635 (victim phone) and /or Post ID#: 24810424, indicated it was created on January 13, 2017, and has been reposted approximately 28 times. The ad was posted approximately six (6) times from February 24, 2017 to March 1, 2017. This is during the time the juvenile victim was being prostituted by MILLER. The ad was posted approximately twenty-two times before the juvenile victim met MILLER. It is therefore reasonable to believe that MILLER was prostituting an additional unknown victim(s) utilizing the same Post ID#. Additional open internet searches conducted by investigators revealed the same ad under the same Post ID#, with the telephone number: (732) 570-0086 (pimp phone), and utilizing the name "Alexa" from February, 24-26, 2017. Based on the fact that no prostitution advertisements were located on the review of the iPhone SE, it is reasonable to believe that MILLER was posting the prostitution ads on Backpage.com to solicit clients for the juvenile victim.

25. Based on the foregoing, your Complainant believes that there is probable cause to charge GINO MILLER, with violation of Title 18, United States Code, Section

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1591(a) – Sex trafficking of children (Count One) and Title 18, United States Code, Section 2422(b) – Coercion and enticement (Count Two).

JAMES J. MOLLICA, Jr., Special Agent
Federal Bureau of Investigation

SUBSCRIBED and SWORN to before me
This 5th day of April

HONORABLE PEGGY A. LEEN
UNITED STATES MAGISTRATE JUDGE